

San Francisco Arts Commission November 7, 2022

London N. Breed
Mayor

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City and County of San Francisco

San Francisco Arts Commission

Re: Sole Source procurement justification for Rocket Science, Inc.

Dear Commissioners,

The Director of Cultural Affairs recommends approval and award of a Sole Source Contract under Administrative Code, Chapter 6 (Public Works Contracting Policies and Procedures), Section 6.73 (Other Procurements), to Rocket Science, Inc., for the installation of a unique artwork by Michael Bartalos for Fire Station 49 (Ambulance Deployment Facility) located at 2241 Jerrold Avenue.

A Sole Source procurement is necessary and appropriate based on Section 6.73(c)(2), which allows for a Sole Source Contract when, "documented rights in or singular ownership of data, intellectual property, processes, systems, or similar circumstances make the work or services, or maintenance of such work or services, available from only one source." Here, Rocket Science fabricated the artwork, and, therefore, is uniquely qualified to install the work, as further described below.

- (1) The unique services by Rocket Science shall not exceed \$60,000 and are required to meet the Arts Commission's needs in installing an artist-designed, site-specific artwork for Fire Station 49 valued at \$418,000;
- (2) Rocket Science has fabricated, crated, and is in possession of the artwork under a separate agreement with the project artist; has procured customized hardware required for the artwork installation; has coordinated a delivery, staging, and installation plan in consultation with the project client (SFFD); has consulted with the client, client representatives, and the project general contractor on all required work within the artwork installation scope so as not to compromise facility operations or damage existing security systems;
- (3) The anticipated cost to the City and the Department for all work associated with Rocket Science's scope specific to the project under the proposed agreement is not to exceed \$60,000 and is in the best financial interest of the City;
- (4) A competitive process would not be in the public or the City's best interest in that it would duplicate costs to date associated with project administration, coordination meetings, and planning, and would result in potential loss of warranty on the artwork as fabricated and cause delays preventing larger capital project close-out of the new Fire Station 49;
- (5) As necessary, the Department may prepare a detailed estimate of the costs to the City that would be duplicated, and estimate of the delay that would occur, and/or loss of warranty protection that would result.

Thank you for your consideration of this matter.
Ralph Remington
Director of Cultural Affairs